

SENATE BILL 640

By Johnson

AN ACT to amend Tennessee Code Annotated, Section 57-5-101, relative to beer manufacturers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-5-101, is amended by deleting subdivision (c)(2) in its entirety and substituting instead the following:

A manufacturer operating as a retailer pursuant to subdivision (c)(1)(A) may sell its beer directly to another retailer; provided that the other retailer is located in the county in which the manufacturer is located. Notwithstanding any other law to the contrary, any transfer or sale of beer by a brewer or manufacturer to a retailer pursuant to this part shall constitute a wholesale sale and be subject to the tax imposed pursuant to § 57-6-103, the collection, documentation, and payment of which shall be the manufacturer's responsibility.

SECTION 2. Tennessee Code Annotated, Section 57-5-101, is further amended by deleting subdivision (c)(3) in its entirety and substituting instead the following:

This subsection (c) shall apply only in counties having a population in excess of twenty-five thousand (25,000), according to the 2010 federal census or any subsequent federal census, and to a premier resort city, as defined in § 67-6-103(a)(3)(B)(i) and (iii), that has approved by referendum the legal sale of alcoholic beverages for consumption on the premises as authorized by § 57-4-103.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.